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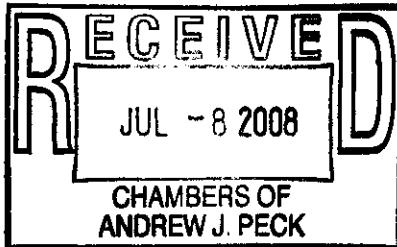
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July 8, 2008

MEMO ENDORSED /2

BY FAX

Honorable Andrew J. Peck
U.S. Courthouse
Room 1370
500 Pearl Street
New York, NY 10007

Re: Anderson v. State of New York et al
07 Civ. 9599 (SA) (AJP)

Dear Judge Peck:

This law firm represents the plaintiff, Christine C. Anderson, in the above matter. The parties jointly request that the deadline for the completion of fact discovery in this matter be extended from August 11 to September 19, 2008. We make this request, not for any lack of diligence by the parties in conducting discovery, but because the number of depositions noticed to date make the August 11 deadline impractical.

Between July 11 and August 11, the parties have so far scheduled eleven depositions. In addition, another deposition, of the former Clerk of Court, Catherine O'Hagen Wolfe, has been noticed, but due to the witness' and opposing counsel's schedules, no date is available. Defendant also has noticed the deposition of one of Ms. Anderson's doctors, but we have been unable to set its date. As a further point, counsel for the defendants have long scheduled and pre-paid vacation plans the weeks of August 4 and August 11.

As Your Honor knows, my firm has been recently retained in this matter. I have done all I can to get up to speed in the case, including trying to absorb thousands of pages of documents exchanged by the parties in order to prepare for depositions. I am concerned that the crush of depositions that the parties have had to schedule in order to meet the discovery deadline will

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have a negative impact on the thoroughness of discovery and, ultimately, the administration of justice. The extension that the parties have requested is relatively small and will not affect the final discovery deadline or the timely resolution of this matter.

Thank you for your attention to this matter.

Respectfully submitted,

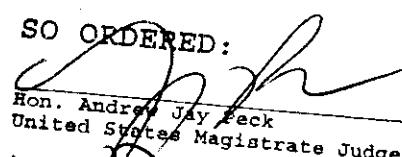

John A. Beranbaum

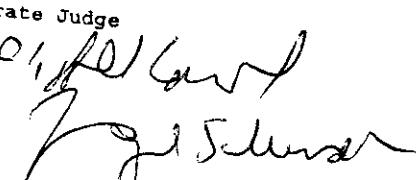
cc: Wesley E. Bauman, Esq. (By fax)
Lee. A. Alderman, Esq. (By fax)

MEMO ENDORSED 7/16/08

Alene & part done w/it, to 7/19
→ APPENDIX, Parties (no re
expr) under undated. Parties
as written.

SO ORDERED:


Hon. Andrew Jay Peck
United States Magistrate Judge


BY FAX

FAX TRANSMITTAL SHEET



**ANDREW J. PECK
UNITED STATES MAGISTRATE JUDGE
UNITED STATES DISTRICT COURT**

Southern District of New York
United States Courthouse
500 Pearl Street, Room 1370
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Dated: July 16, 2008

Total Number of Pages: 3

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TRANSCRIPTION:

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Extension of fact discovery cutoff to 9/19 is APPROVED. All other deadlines (inc. re experts) remain unchanged. Further extensions are unlikely.

Copy to: Judge Shira A. Scheindlin